

MAIL STOP PCT
Attorney Docket No. 25582A



UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

BABAYOFF et al.

Serial No.: 10/692,678

Filed: October 27, 2003

Title: **IMAGING A THREE-DIMENSIONAL STRUCTURE BY CONFOCAL FOCUSING AN ARRAY OF LIGHT BEAMS**

TRANSMITTAL LETTER

Commissioner of Patents
P.O. Box 1450
Alexandria, Va 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Information Disclosure Statement;
- (3) PTO Form 1449 with 20 references;
- (4) International Search Report dated 06 December 1999.

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By:

Gary M. Nath

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Registration No. 26,965

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Date: May 5, 2004
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 05 2004

In re Application of:

BABAYOFF et al.

Serial No.: 10/692,678

Filed: October 27, 2003

Title: IMAGING A THREE-DIMENSIONAL STRUCTURE BY CONFOCAL
FOCUSSING AN ARRAY OF LIGHT BEAMSINFORMATION DISCLOSURE STATEMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. § 1.97-1.98. Please note the following particulars:

[NOTE: One only of items a, b, c, and d must be checked.]

- a. The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. § 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.
- b. The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311.
- The enclosed statement is accompanied by [check one]:
 i. a certification in part (e) below as specified in 37 C.F.R. § 1.97(e), or
 ii. a check in the amount required by 37 C.F.R. § 1.17(p).
- c. The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311, but before payment of the issue fee.
 Certification report(e) below; and
 a check in the amount as required by § 1.17(p).
- d. The enclosed statement is being filed pursuant to 37 C.F.R. § 1.97(i), for placement in the file.

[] e. Certification [Check one] [Certification is required only if box (b)(i) or box (c) is checked.]

[] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,
or

[] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

[] Appropriate certification is attached.

[x] f. If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

[x] g. Copies of the documents are attached herewith with a completed Form PTO-1449.

or

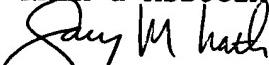
[x] Copies of the documents are not attached as allowed under CFR 1.98(d)(1)(2). The earlier application is identified as:
or Copies of US Patents/Publications not attached as allowed in Official Gazette Aug. 5, 2003/ Vol. 1273, no. 1 or were filed after June 30, 2003.

The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,

NATH & ASSOCIATES



By:

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Date: May 5, 2004

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GMN/MCB/ng (IDS.revisedTLJ04.08.02)

Atty Docket
25582ASerial No.
10/692,678Applicant
BABAYOFF et al.Filing Date
10/27/03Group Art Unit
3732

FORM PTO-1449

INFORMATION DISCLOSURE CITATION

U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Issue Date	Name	Class	Sub-Class	Filing Date
	AA	5,372,502	12/13/94	Massen et al.			11/07/91
	AB	4,575,805	03/11/86	Moermann et al.			08/23/84
	AC	5,737,084	04/07/98	Ishihara			09/26/96
	AD	5,381,236	01/10/95	Morgan			02/06/92
	AE	6,263,234	07/17/01	Engelhardt et al.			09/30/97
	AF	5,671,056	09/23/97	Sato			05/09/96
	AG	4,443,706	04/17/84	DiMatteo et al.			02/04/83
	AH	4,585,349	04/29/86	Gross et al.			09/12/84
	AI	5,239,178	08/24/93	Derndinger et al.			11/08/91
	AJ	5,338,198	08/16/94	Wu et al.			11/22/93
	AK	5,386,292	01/31/95	Massen et al.			04/27/93
	AL	5,801,880	09/01/98	Matsuda et al.			09/21/95

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub-Class	Trans-lation
	AM	0278882	17.08.88	EP			No
	AN	0679864A1	02.11.95	EP			N/A
	AO	2321517A	29.07.98	GB			N/A
	AP	19638758A1	19.03.98	DE			No
	AQ	2144537A	06.03.85	GB			N/A
	AR	19650391A1	10.06.98	DE			No
	AS	19640495A1	09.04.98	DE			No
	AT	97/37264A	09.10.97	WO			Abstract

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AU			
AV			
AW			

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP ' 609.

Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to Applicant.